

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: M.S. - Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on



9/7/04
Date of Deposit

Jonathan M. Blanchard, Ph.D.

Name

Signature

Our Case No. ILL05-041-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Yi Lu, et al.

Serial No. 10/756,825

Filing Date: January 13, 2004

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Customer Service Center
Initial Patent Examination Division

For Biosensors Based on Directed Assembly
of Particles

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

M.S. - Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the Notice to File Missing Parts of Nonprovisional Application dated May 5, 2004, enclosed herewith for filing are the following documents:

- ☒ Credit Card Payment Form \$889 (two month extension \$210.00; filing fee of \$574, surcharge of \$65.00, and Assignment Recordal of \$40)
- ☒ Two Month Extension of Time (in duplicate)
- ☒ Copy of Original Notice to File Missing Parts of Nonprovisional Application
- ☒ Change of Correspondence Address
- ☒ Fully executed Declaration and Power of Attorney for Patent Application for the above-referenced patent application
- ☒ Assignment Recordal, Assignment
- ☒ Submission of Formal Drawings (9 sheets formal drawings, Figures 1A-9C)
- ☒ Preliminary Amendment
- ☒ Statement to Support Filing and Submission in Accordance with 37 C.F.R. §§ 1.821-1.825, 6 pages sequence listing, 1 computer readable disk
- ☒ Additional fees required as follows:

Statutory Basic Filing Fee	385.00
Extra Claims over 20 (21 x \$9)	189.00
Extra Independent Claims over 3 (x \$)	0.00
Oath or Declaration Surcharge	65.00
Total	639.00

- ☒ The Commissioner is hereby authorized to charge any fees associated with this communication not covered by check or credit card payment or credit any overpayment to Deposit Account No. 50-3123. A duplicate copy of this sheet is attached.

Respectfully submitted

Jonathan M. Blanchard, Ph.D.
Registration No. 48,927

Evan Law Group LLC
566 West Adams
Suite 350
Chicago, Illinois 60661
(312) 876-1400



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/756,825	01/13/2004	Yi Lu	09800240-0075

26263
 SONNENSCHN NATH & ROSENTHAL LLP
 P.O. BOX 061080
 WACKER DRIVE STATION, SEARS TOWER
 CHICAGO, IL 60606-1080



CONFIRMATION NO. 3704

FORMALITIES LETTER



OC000000012538199

Date Mailed: 05/05/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - More than one figure is present and each figure is not labeled "Fig." with a consecutive Arabic numeral (1, 2, etc.) or an Arabic numeral and capital letter in the English alphabet (A, B, etc.)(see 37 CFR 1.84(u)(1)). See Figure(s) 9A-C.
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and,

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01 FC:2001

385.00 0P

02 FC:2202
03 FC:2051

189.00 0P

where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).

- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- **For Rules Interpretation, call (703) 308-4216**
- **To Purchase PatentIn Software, call (703) 306-2600**
- **For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov**

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$378** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1278** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$378**
 - **\$378** for **21** total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

N. Mohammed

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: M.S. - Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on _____.



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Initial Patent Examination Division**


SUBMISSION OF FORMAL DRAWINGS

**M.S. – Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Dear Sir:

In response to the Notice to File Missing Parts of Application dated May 5, 2004, Applicants have enclosed 9 sheets of formal drawings (Figures 1A-9C).

Respectfully submitted,


Jonathan M. Blanchard, Ph.D.
Registration No. 48,927

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Suite 350
Chicago, Illinois 60661
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